

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Prohibition and Excise Department - Certain deaths occurred due to consumption of illicit liquor by the villagers in Amalapuram Mandal & Ambajipet Mandal, East Godavari District between 24.1.2010 to 26.1.2010 - Disciplinary proceedings against Sri A.V.V.S.N. Murthy, Assistant Commissioner, Prohibition & Excise (Enf.), Kakinada - Charges - Imposition of penalty of stoppage of two annual grade increments without cumulative effect - Imposed - Orders - Issued.

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REVENUE (VIGILANCE-V) DEPARTMENT

G.O.Rt.No. 1257.

Dated:02.09.2010.

Read the following:-

1. From the C.PE, Letter Cr.No. Special-Peshi/2010, Dated 27.1.2010.
2. G.O.Ms.No.476, Revenue (Vig.V) Dept. Dt:29.5.2010.
3. G.O.Rt.No.786, Revenue (Vig.V) Dept. Dt:29.5.2010.
4. From Sri A.V.V.S.N. Murthy, Asst. Commr. P&E (Enf.) Hyderabad, written statement of defence dt:22.7.2010.

ORDER:

It has been brought to the notice of the Government that (18) deaths occurred due to consumption of adulterated liquor by the villagers of G. Agraharam, Musalapally villages of Ambajipet Madal and Palagummi and Bandaru Lanka villages of Amalapuram Mandal between 24.1.2010 to 26.1.2040 and (178) persons were reported to have been hospitalized in the tragic incident. Government, after considering the report and the seriousness involved in the matter, have initiated common disciplinary proceedings against the responsible P&E personnel for their gross negligence in conducting checks and detecting the sale of illicit liquor in the jurisdictions of Ambajipet & Amalapuram Mandals, East Godavari District under rule 24 of A.P.C.S (CC&A) Rules, 1991, vide reference 2nd read above. Accordingly, in the reference 3rd read above, the following charges were framed against Sri A.V.V.S.N. Murthy, Assistant Commissioner, Prohibition & Excise (Enf.) Kakinada with a direction to submit his written statement of defence :

Charge-I That, the said Sri A.V.V.S.N. Murthy, Assistant Commissioner of Prohibition and Excise (Enft) Kakinada has derelicted his duties which led to consumption of illicit liquor by the villagers of G. Agraharam, Musalapally villages of Ambajipeta Mandal and Palagummi and Bandaru Lanka Villages of Amalapuram Mandal between 24-1-2010 to 26-1-2010 and caused death of (18) persons and hospitalization of (178) persons. Thus, he has exhibited gross negligence towards his legitimate duties.

Charge-II : That, the said Sri A.V.V.S.N. Murthy, Assistant Commissioner of Prohibition and Excise (Enft) Kakinada has failed to supervise and control illicit distillation crime effectively in Amalapuram area which led to the above tragedy and thereby neglected his legitimate duties.

2. In the reference 4th read above, Sri A.V.V.S.N. Murthy, former Assistant Commissioner, Prohibition & Excise (Enf.) Kakinada and presently working as Assistant Commissioner, Prohibition & Excise (Enf.) Hyderabad has submitted his written statement of defence on the above two charges. He has stated that after joining as Assistant Commissioner, Prohibition & Excise (Enf.), Kakinada on 9.7.2008, he conducted raids and booked cases and submitted certain details of the cases booked by him during his tenure as Assistant Commissioner, Prohibition & Excise (Enf.). He has further stated that as per the forensic reports received on

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17.3.2010, the deaths caused due to consumption of “Methyl Alcohol” and he has stated that as per the instructions in force, the Prohibition & Excise Dept. have no regulatory control over the above chemical substance. He has further stated that the deceased persons might have consumed the Methanol out of innocence and presuming that it was ethyl alcohol, which gives intoxication. The individual, while submitting certain details of his achievements, has stated that there is no negligence on his part and requested the Government to drop the charge against him.

3. Government have examined the matter and observed that it is not a case of loss of revenue to recoup and it is a loss of human life. Govt. observed that the field functionaries as well as their supervisory officers utterly failed in controlling I.D liquor and its adulteration with Methanol which caused the death of 18 persons and hospitalization of 178 persons. Thus, Sri A.V.V.S.N. Murthy, being the authority to enforce regulatory control over illicit distillation and adulteration of liquor ie., as Assistant Commissioner, Prohibition & Excise (Enforcement wing) is responsible for not conducting proper checks / raids and also detecting the sale of illicit liquor due to which 18 persons lost their lives and 178 persons were hospitalized.

4. Government, after careful examination of the matter and also the reasons mentioned at para 3 above, have decided to impose a penalty of stoppage of two annual grade increments without cumulative effect against Sri A.V.V.S.N. Murthy, former Assistant Commissioner, Prohibition & Excise (Enf.) Kakinada and presently working as Assistant Commissioner, Prohibition & Excise (Enf.) Hyderabad.

5. Accordingly, Government hereby impose the penalty of stoppage of two annual grade increments without cumulative effect against Sri A.V.V.S.N. Murthy, former Assistant Commissioner, Prohibition & Excise (Enf.) Kakinada and presently working as Assistant Commissioner, Prohibition & Excise (Enf.) Hyderabad under clause (iv) of rule 9 of A.P.C.S (CC&A) Rules, 1991.

6. The Commissioner, Prohibition & Excise, Hyderabad shall take further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri A.V.V.S.N. Murthy, former Assistant Commissioner, Prohibition & Excise (Enf.) Kakinada and presently working as Assistant Commissioner, Prohibition & Excise (Enf.) Hyderabad through the Commissioner, Prohibition & Excise, Hyderabad
The Commissioner, Prohibition & Excise, Hyderabad.

(He is requested to serve the same on the individual and return
the acknowledgment copy)

Copy to:
PS to Principal Secretary to Government, Revenue Department.
The Revenue (Excise I) Department.
SF/SC.

// Forwarded :: By Order //

SECTION OFFICER.